

## AGENDA

Jim Grant  
County Administrator



## BOARD OF SUPERVISORS

Frank Mecham, 1<sup>st</sup> District  
Bruce Gibson, 2<sup>nd</sup> District  
Adam Hill, 3<sup>rd</sup> District  
Paul A. Teixeira, Vice-Chairperson, 4<sup>th</sup> District  
James R. Patterson, Chairperson, 5<sup>th</sup> District

Tuesday, August 21, 2012

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

BOARD BUSINESS

CLOSED SESSION

NOON RECESS

REPORT ON CLOSED SESSION

PRESENTATIONS

HEARINGS

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: [www.slocounty.ca.gov](http://www.slocounty.ca.gov). Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on agenda items during Public Comment or prior to Closed Session are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board prior to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes per item during the Consent Agenda, Public Comment period, Public Hearings, Board Business and prior to Closed Session.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

### CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Items Set for Hearing:

1. Introduction of an ordinance to amend the Building and Construction Ordinance (Title 19 of the San Luis Obispo County Code) to adopt changes to the State Cal-Green Code by adding a Chapter 8 that adopts the County's Green Building Ordinance and amend the Health and Sanitation – Solid Waste Management (Title 8 of the San Luis Obispo County Code), by repealing Section 8.12.450 et seq. and submittal of a resolution regarding local conditions and instruct the Clerk to give notice of hearing date set for August 28, 2012 at 9:00 a.m. All Districts.

Consent Agenda - Administrative Office Items:

2. Request to approve an agreement in the amount of \$100,000 with the Food Bank Coalition of San Luis Obispo for grant funds through Fund Center 106 – Contributions to Other Agencies for Fiscal Year 2012-13.
3. Request to approve the recommended responses to the 2011-12 Grand Jury report titled "Out of Sight, Out of Mind: Medical Marijuana in San Luis Obispo County" and forward these responses to the Presiding Judge of the Superior Court by August 27, 2012.
4. Request to approve the appointment of Victoria Schmitt to replace Harold R. Schmitt on the San Luis Obispo County Business Improvement District (CBID) - Los Osos/Morro Bay (unincorporated) Local Area Advisory Board for the remaining three (3) years of his four (4) year term.
5. Request for approval to apply for the Federal Fiscal Year 2012 Emergency Management Performance Grant and approval of a related Grant Agreement Articles, Assurances, Certifications, Terms, and Conditions Administrative Document.

Consent Agenda - Auditor - Controller Items:

6. Submittal of a Cash Procedures Review of the County Treasurer's Office conducted on March 13, 2012.

Consent Agenda - Board of Supervisors Items:

7. Submittal of Supervisor's expense report on meetings attended pursuant to Government Code section 53232.3(d).
8. Submittal of a resolution recognizing the El Camino Homeless Organization (ECHO) Homeless Shelter and the First Annual "Long Walk Home."

Consent Agenda - General Services Agency Items:

9. Request to approve a lease allowing the Creston Activity Town Center-Helping Hand (CATCH), a 501-(c)(3) nonprofit corporation, to remodel and manage the former Creston Fire Station at 5110 Swayze Street as a community center. District 5.

10. Request to adopt a resolution for a Conservation Easement in Nipomo, approve a Deed of Conservation Easement to the Land Conservancy of San Luis Obispo County on 28.9 acres for purpose of mitigation for the Willow Road Extension Project and preservation of riparian habitat, and approve a Lease Amendment with Dana Adobe Nipomo Amigos, Inc. District 4.
11. Request to transfer two County parcels, comprised of an unused strip of Fern Canyon Road in the Paso Robles area, to adjoining land owners. The request includes approval of a resolution declaring the two parcels as surplus and execution of Quitclaim Deeds to complete the transfer. District 1.
12. Request to approve an Airline Use and Lease Agreement (Clerk's File) between the County and US Airways, Inc. at the San Luis Obispo County Regional Airport. District 3.

Consent Agenda - Health Agency Items:

13. Request to approve amendments to the existing agreements with Arroyo Grande Community Hospital and French Hospital Medical Center extending the term of their existing contracts by one year, to provide hospital services to County Medical Services Program patients.
14. Request to approve a renewal contract (Clerk's File) for FY 2012-13 with Psynergy Programs, Inc. in the amount of \$1,233,362 to provide residential board and care, social support, and outpatient mental health services to adults with serious mental illness.
15. Request to approve a renewal contract (Clerk's File) for FY 2012-13 with San Luis Obispo Community College District (Cuesta College), to provide prevention and early intervention mental health and wellness services for Transitional Aged Youth throughout San Luis Obispo County, in the amount not to exceed \$179,917.
16. Request to approve seven FY 2012-13 renewal contracts (Clerk's File) in the collective amount not to exceed \$772,983 with seven group home facilities to provide residential board and care and social support services for youth and adolescents with severe emotional and mental health issues.
17. Request to approve the renewal contract (Clerk's File) for FY 2012-13 with Silvia Ortiz, Ph.D. to continue to provide bilingual, bicultural mental health services in the amount of \$136,200.

Consent Agenda - Planning & Building Items:

18. Request to authorize the use of Alternative Publication Procedures for amendments to Title 19, the Building and Construction Ordinance, (LRP 2011-00013). All Districts.
19. Request to approve a renewal agreement with the Economic Vitality Corporation in the amount of \$80,775 to implement the San Luis Obispo County Clusters of Opportunity Economic Strategy. All Districts.

Consent Agenda - Public Works Items:

20. The following map has been received and has satisfied all the conditions of approval that were established in the public hearing on their tentative map: COAL 12-0014, a proposed lot line adjustment resulting in 2 lots, by Mark I. and Cindy C. Switzer and Nicolas E. and Diane F. Pokrajac, Cow Meadow Place, Templeton. District 1.
21. The following map has been received and has satisfied all the conditions of approval that were established in the public hearing on their tentative map: Parcel Map CO 07-0057, a proposed subdivision resulting in 2 lots by Edwin J. and Pearl M. Munak, east of River Road, northeast of Paso Robles. District 1.
22. Request to approve Amendment No. 2 to the Cooperative Agreement with California Department of Transportation for construction of the Route 1 at Harmony Valley Road Left Turn Channelization Improvement Project (300353). District 2.
23. Submittal of a resolution authorizing conveyance of a 0.3 acre interest in a portion of Hutton Road right of way south of Cuyama Lane to the State of California by Quitclaim Deed for the Highway 101 Santa Maria River Bridge bike path. District 4.

Public Comment Period:

24. Members of the Public wishing to address the Board on matters other than scheduled items may do so when recognized by the Chairperson. Individuals interested in speaking should fill out a "Board Appearance Request Form" located at the back of the Board Chambers and hand it to the Clerk of the Board. Presentations are limited to a MAXIMUM of three minutes per individual.

Board Business:

25. Request to approve General Fund allocations for the Community Action Partnership of San Luis Obispo County (CAPSLO), the Women's Shelter Program of San Luis Obispo County, the North County Women's Shelter and Resource Center, Transitional Food and Shelter, and the El Camino Homeless Organization to provide homeless services, and approve a contract with CAPSLO in the amount of \$64,858 for operation of the Maxine Lewis Homeless Shelter. All Districts.
26. Consider the Edna to Pismo Beach segment of the Juan Bautista de Anza National Historic Trail (Anza Trail) and direct staff regarding completion of the preliminary studies associated with the possible purchase of three parcels near Edna within the Anza Trail corridor. District 3.
27. Submittal of bid opening report for the Los Osos Wastewater Project, Collection System Pump Stations, Los Osos, CA, Contract No. 300448.08.01.PS. District 2.

Closed Session Items:

28. I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:

A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Sunny Acres, Inc., et al. v. County of San Luis Obispo, et al. (CV090360). 2. Teichert, A. & Son, Inc. v. San Luis Obispo County Flood Control & Water Conservation District.

B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 3. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 4. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.

II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code, § 54956.8.) It is the intention of the Board to meet in closed session to have a conference with its Real Property Negotiator concerning the following: 5. Property Description: 1600 Bishop Street, San Luis Obispo; Parties with Whom Negotiating: Jill Bolster-White, Executive Director, Transitions-Mental Health Association; Instructions to Negotiator: Price, Terms and Conditions.

**NOON RECESS**

**1:30 REPORT ON CLOSED SESSION**

Presentations:

29. Submittal of a resolution recognizing Family Care Network Inc. for 25 years of service to the community.
30. Submittal of a resolution recognizing Central Coast Funds for Children for their exemplary service to the children and families of San Luis Obispo County.
31. Submittal of a resolution recognizing James R. Becker for three decades of outstanding service to Pacific Gas and Electric Company and the San Luis Obispo community.

Hearings:

32. Continued hearing to consider an appeal by Excelaron, LLC of the decision of the Planning Commission to deny its application for Conditional Use Permit DRC2009-00002. Supervisorial District 4.

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COUNTY ADMINISTRATIVE OFFICE, ROOM D430  
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